

Town of Gilmanton, New Hampshire
ORDINANCE REGULATING
TRAFFIC

In accordance with and under the authority of New Hampshire Revised Statutes Annotated, Chapters 41:11 and 47:17, VII, the Town of Gilmanton Board of Selectmen hereby establishes the following ordinance regarding highways and parking.

PURPOSE

The purpose of this ordinance is to protect the safety, health, and welfare of the general public and to regulate the parking and travel on town roads, sidewalks, and parking areas within the Town of Gilmanton.

Section I
DEFINITIONS

The following definitions shall apply unless the context clearly indicates or requires a different meaning.

Any terms not defined in this ordinance shall be defined by New Hampshire law under Title XXI

COMMERCIAL MOTOR VEHICLE - Shall mean a motor vehicle or a combination of motor vehicles, used in commerce, to transport passengers or property if:

- (a) The vehicle has a gross vehicle weight rating of 26,001 pounds or more;
- (b) The vehicle has a gross combination weight rating or the actual weight of 26,001 or more pounds, inclusive of any towed unit with gross vehicle weight rating or actual weight of more than 10,000 pounds;
- (c) The vehicle is designed or used to transport 16 or more passengers, including the driver; or
- (d) The vehicle is of any size and is used in the transportation of hazardous materials required to be placarded under 49 C.F.R. part 172, subpart F.

II. The term commercial motor vehicle shall not include:

- (a) Emergency vehicles assigned or registered to a fire department or fire service organization when driven by fire service personnel in pursuit of fire service purposes, or returning from fire service purposes, or being driven in a parade.
- (b) Recreational vehicles.
- (c) Military vehicles when driven by non-civilian military personnel in pursuit of military purposes.
- (d) Vehicles used exclusively for agriculture and farming within 150 miles of the owner's farm.

III. For purposes of RSA 263:93-a, "commercial motor vehicle" shall also mean a commercial motor vehicle as defined in 49 C.F.R section 390.5 and in any other federal regulations adopted by rule under RSA 541-A

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Section II
REGULATIONS

- A. The Board of Selectmen shall have the power to establish parking regulations, post regulatory signs or paint lines on the street, regulate the flow of traffic, and establish other traffic regulations that do not conflict with any state law.
- B. Whenever traffic control devices are placed in position on public ways by the Gilmanton Highway Department, such devices shall be presumed to have been placed by an official act or direction or by lawful authority. Any signage placed without authorization from the Board of Selectman will be removed and may be destroyed.
- C. The following are designated as public parking lots:
 - a. Gilmanton Public Safety Complex – 297 NH Route 140. Parking is permitted with permission from Gilmanton Police Officers or Gilmanton Fire Department personnel.
 - b. Town Offices – 503 Province Road. Parking is permitted on the Town Hall side of the “U Shaped” lot and in designated parking spots directly behind the building, for official town business, and/or on-duty town employees only, or unless otherwise authorized by Gilmanton Police or Board of Selectman.
 - c. Crystal Lake Park – Located on Boat Ramp Road. Parking is permitted in this lot for functions at Crystal Lake Park and/or on-duty town employees.
 - d. Gilmanton Old Town Hall – 1800 NH Route 140. Parking is permitted in this lot for official town business, with permission from Gilmanton Police, and/or on-duty town employees only.
 - e. GYO Park – Located on Allens Mill Road across from Beechwood Drive. Parking is permitted for use of the GYO park, or Halloween Trick or Treating.
- D. The use of public parking lots is for short-term parking. Vehicles on-site in excess of 72 hours shall be considered abandoned under RSA 262:40-a (II) and are subject to removal under the terms of this Ordinance.
- F. Snow removal restrictions shall be applicable to street parking and to public parking lots.

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- G. Due to lot size and available turning radii and maneuvering area, and to reduce pavement damage by heavy vehicles, parking in public parking lots is limited to appropriately registered passenger cars and motorcycles. Commercial vehicles are prohibited without authorization from Gilmanton Police.

Section III
PROHIBITED ACTS

- A. **Overnight Parking** – There shall be no overnight parking of vehicles along any roadway between November 15 and April 30 of any year.
- B. **No Parking** – No person shall cause a vehicle to stop, stand or be parked:
- a. Within 15 feet of any fire hydrant;
 - b. In any posted fire lane parking; other than emergency vehicles.
 - c. Within areas designated by the Board of Selectmen, Road Agent or the Chief of Police as "Emergency No Parking Zones" for any reasons including but not limited to, construction, funerals, official police business, parades, and civic activities;
 - d. With the left side of the vehicle to the curb;
 - e. In any posted handicapped parking zone; without a proper placard, or
 - f. In any posted no parking or restricted parking zone.

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**Section IV
PENALTIES**

Any person who violates any provision of this Ordinance shall be guilty of a violation and subject to a penalty not to exceed \$1000.00. At a minimum, the following fines shall be imposed:

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| Blocking Private Driveway | \$25.00 |
| Double Parking | \$25.00 |
| Fire Lane | \$50.00 |
| Handicapped Zone | \$250.00 |
| Loading Zone | \$50.00 |
| No Parking Zone | \$50.00 |
| Obstructing Traffic Lane | \$50.00 |
| Parked Across Lines | \$25.00 |
| Permit / Decal Violation | \$25.00 |
| Prohibited Area | \$50.00 |
| Restricted Zone | \$50.00 |
| Too Close to Fire Hydrant | \$50.00 |
| Too Close to Intersection | \$25.00 |
| Too Close to Stop Sign | \$25.00 |

Adopted and effective this _____ day of _____ in the year _____
Gilmanton Board of Selectmen

Chairman

Vice Chairman

Selectman